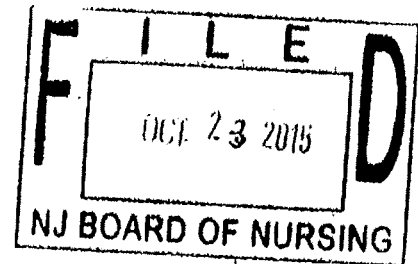
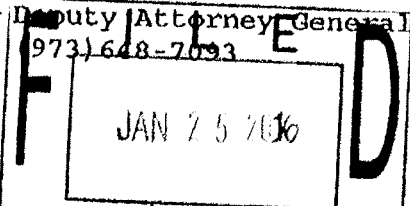


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STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF NURSING

IN THE MATTER OF THE SUSPENSION  
OR REVOCATION OF THE LICENSE OF

Beatrice Miles-Peterson, C.H.H.A.  
Certificate No. 26NH14439900

HOMEMAKER HOME HEALTH AIDE  
IN THE STATE OF NEW JERSEY

ADMINISTRATIVE ACTION

PROVISIONAL ORDER OF  
DISCIPLINE

☒ FINAL ORDER OF DISCIPLINE  
(Finalized by default  
on January 25, 2016/01/25/16)

**FINAL**

This matter was opened to the New Jersey State Board of Nursing (the "Board") upon receipt of information which the Board has reviewed and upon which the following preliminary findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Beatrice Miles-Peterson ("Respondent") is a certified homemaker-home health aide in the State of New Jersey and has been a licensee at all times relevant hereto. (Exhibit A).

2. The Board received information indicating that Respondent was arrested on February 25, 2015 by the Glassboro Police Department for two(2) counts of N.J.S.A. 2C:20-3A, Theft of Moveable Property, two(2) counts of Intent to Commit Credit Card Fraud, N.J.S.A. 2C:21-6D and Possession of Marijuana/Hash Less than 50 Grams, N.J.S.A. 2C:35-10A(4). (Exhibit B).

It is alleged that Respondent found a credit card on the street and used it to purchase two pairs of sneakers and on three occasions to purchase food and that video footage identified Respondent as the person who made the transactions. It is further alleged that Respondent admitted to the police that she used the credit card to make the transactions. (Exhibit C).

3. The Board sent a letter of inquiry regarding the arrests, requesting certain information and submission of documents to Respondent's address of record in Glassboro, New Jersey, via regular and certified mail on or about April 6, 2015. A response was due within twenty (20) days. The regular mailing was returned as "Return to Sender, Attempted-Not Known, Unable to Forward; the certified mailing was returned as "Return to Sender, Vacant, Unable to Forward" (Exhibit B).

4. To date, Respondent has not responded to the Board's request for information.

5. On April 10, 2015, Respondent was found guilty in Glassboro Municipal Court of Possession of Marijuana/Hash Less than 50 Grams, N.J.S.A. 2C:35-10A(4). (Exhibit B). To date, there has been no disposition of the remaining charges against Respondent.

#### CONCLUSIONS OF LAW

Respondent's failure to respond to the Board's request for information constitutes a failure to cooperate with a Board investigation, in contravention of N.J.A.C. 13:45C-1.2 and 1.3, which the Board deems professional misconduct pursuant to N.J.S.A. 45:1-21(e), subjecting Respondent to disciplinary action pursuant to N.J.S.A. 45:1-21(h).

Respondent's failure to provide a valid address to the Board is in violation of N.J.A.C. 13:37-5.7, which subjects Respondent to disciplinary action pursuant to N.J.S.A. 45:1-21(h).

Respondent's conviction demonstrates that Respondent has engaged in acts constituting a crime which relates adversely to the activity regulated by the Board, subjecting Respondent to disciplinary action under N.J.S.A. 45:1-21(f).

The allegations underlying the criminal arrest for the remaining charges, if proven, would disqualify Respondent from certification as a homemaker-home health aide pursuant to

N.J.S.A. 45:11-24.3 and demonstrate that Respondent engaged in acts constituting crimes or offenses which relate adversely to the activity regulated by the Board in violation of N.J.S.A. 45:1-21(f), which provides a basis for disciplinary action against Respondent's certification.

In addition, Respondent's admission to the police, if proven, that she found a credit card on the street and used it to make multiple purchases, demonstrates that Respondent engaged in acts constituting a crime which relates adversely to the practice regulated by the Board, subjecting Respondent to disciplinary action under N.J.S.A. 45:1-21(f).

ACCORDINGLY, IT IS on this 23<sup>rd</sup> day of October, 2015,  
ORDERED that:

1. Upon the filing of a FINAL ORDER OF DISCIPLINE, Respondent's certificate to practice as a homemaker-home health aide will be suspended for a minimum period of two (2) years from the date of the filing of any FINAL ORDER OF DISCIPLINE and until such time as Respondent cooperates fully with the Board's investigation by providing the Board with the information requested in the Board's letter of inquiry. Upon the filing of any FINAL ORDER OF DISCIPLINE, Respondent shall refrain from engaging in the practice as a homemaker-home health aide and

shall not represent herself as a homemaker-home health aide until such time as her certification is reinstated. Any practice in this State prior to such reinstatement shall constitute grounds for a charge of unlicensed practice.

2. Upon the filing of a FINAL ORDER OF DISCIPLINE, Respondent shall, within 5 (five) days, mail her certificate, wall and wallet version, to practice as a homemaker-home health aide to Twalema Khonje, State Board of Nursing, P.O. Box 45010, Newark, New Jersey 07101.

3. Upon the filing of any FINAL ORDER OF DISCIPLINE, Respondent is assessed a civil penalty in the amount of five hundred dollars (\$500). Payment shall be made by certified check, bank cashier check, or money order payable to "State of New Jersey," or by wire transfer, direct deposit, or credit card payment delivered or mailed to Twalema Khonje, State Board of Nursing, P.O. Box 45010, Newark, New Jersey 07101. Any other form of payment will be rejected and will be returned to the party making the payment. Payment shall be made no later than fifteen (15) days after the date of filing of a FINAL ORDER OF DISCIPLINE. In the event Respondent fails to make a timely payment, a certificate of debt shall be filed in accordance with N.J.S.A. 45:1-24 and the Board may bring such other proceedings as authorized by law.

4. In the event that Respondent seeks reinstatement of her New Jersey certification, which shall not occur before two (2) years from the date of the filing of any FINAL ORDER OF DISCIPLINE, Respondent shall:

- a. Furnish the Board with documentation of the disposition of the criminal charges against her and successful completion of all criminal sentencing terms (if any) and payment of all fines and penalties (if any).
- b. Appear before the Board to discuss her readiness to reenter practice as a homemaker-home health aide.
- c. Affirmatively establish her fitness, competence and capacity to re-enter active practice as a certified homemaker-home health aide within New Jersey.

5. The Board reserves the right to place restrictions and/or limitations upon Respondent's certification to practice as a homemaker-home health aide in the State of New Jersey in the event that her certification is reinstated.

6. The within order shall be subject to finalization by the Board at 5:00 p.m. on the 30<sup>th</sup> day following entry hereof unless Respondent requests a modification or dismissal of the above stated Findings of Fact or Conclusions of Law by:

- a) Submitting a written request for modification or dismissal to Twalema Khonje, State Board of Nursing, 124 Halsey Street, Sixth Floor, P.O. Box 45010, Newark, New Jersey 07101.

- b) Setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed.
- c) Submitting any and all documents or other written evidence supporting Respondent's request for consideration and reasons therefor or offered in mitigation of penalty.

7. Any submissions will be reviewed by the Board and the Board will thereafter determine whether further proceedings are necessary. If no material discrepancies are raised through a supplemental submission during the thirty-day period, or if the Board is not persuaded that the submitted materials merit further consideration, a FINAL ORDER OF DISCIPLINE will be entered.

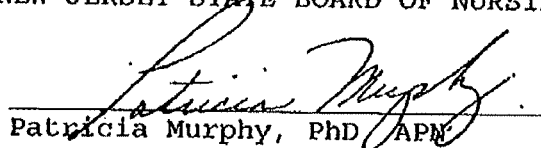
8. In the event that Respondent's submissions establish a need for further proceedings, including, but not limited to an evidentiary hearing, Respondent shall be notified with regard thereto. In the event that an evidentiary hearing is ordered, the preliminary findings of fact and conclusions of law contained herein may serve as notice of the factual and legal allegations in such proceeding. Further, in the event a hearing is held and upon review of the record, the Board shall not be limited to the findings, conclusions and sanctions stated herein.

9. In the event that the Board receives no written request for modification or dismissal within 30 days following entry of this Provisional Order, without further Board review, all referenced preliminary Findings of Fact and Conclusions of Law and all provisional sanctions or penalties imposed by this Order shall automatically become the Final Decision and Order of the Board. Thereafter, Respondent's failure to comply with any sanction or penalty imposed by this Order shall be considered a violation of a Board Order in contravention of N.J.S.A. 45:1-21 (e) and (h) and N.J.A.C. 13:45C-1.4 and may subject Respondent to additional sanction and/or penalty.

10. The Board reserves the right to initiate disciplinary proceedings based upon any information that Respondent ultimately provides in response to the letter of inquiry or upon any new information the Board receives.

NEW JERSEY STATE BOARD OF NURSING

By:

  
Patricia Murphy, PhD APN  
President